

## **MINUTES**

### **CITY OF IMPERIAL BEACH IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY**

**FEBRUARY 6, 2013**

**Marina Vista Center**

**1075 8<sup>th</sup> Street**

**Imperial Beach, CA 91932**

**(Location changed due to emergency situation)**

***SPECIAL CLOSED SESSION MEETING – 5:00 P.M.***

***SPECIAL MEETING – 6:00 P.M.***

#### **SPECIAL CLOSED SESSION MEETING CALL TO ORDER**

VICE CHAIRPERSON BRAGG called the Special Closed Session Meeting to order at 5:05 p.m.

#### **ROLL CALL BY CITY CLERK**

Board members present:	Spriggs, Bilbray, Patton
Board members absent:	None
Chairperson absent:	Janney
Vice Chairperson present:	Bragg
Staff present:	Executive Director Brown; Assistant Executive Director Wade, City Attorney Lyon; Special Counsel Berkey, Administrative Services Director VonAchen, Secretary Hald

#### **CLOSED SESSION**

**MOTION BY BILBRAY, SECOND BY SPRIGGS, TO ADJOURN TO CLOSED SESSION UNDER:**

##### **1. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**

(Paragraph (1) of Subdivision (d) of Govt. Code Section 54956.9)

Name of Case: The Affordable Housing Coalition of the County of San Diego v. Tracy Sandoval

Case No. 34-2012-80001158-CU-WM-GDS

##### **2. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**

Initiation of Litigation pursuant to Paragraph (4) of Subdivision (d) of GC Section 54956.9

No. of Potential Cases: 1

#### **MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: BOARD MEMBERS: SPRIGGS, BILBRAY, PATTON, BRAGG**

**NOES: BOARD MEMBERS: NONE**

**ABSENT: BOARD MEMBERS: JANNEY**

VICE CHAIRPERSON BRAGG adjourned the meeting to Closed Session at 5:06 p.m. and she reconvened the meeting to Open Session at 6:00 p.m.

Reporting out of Closed Session, CITY ATTORNEY LYON announced the Imperial Beach Redevelopment Agency Successor Agency discussed Item Nos. 1 and 2, direction was given and no reportable action was taken.

#### **SPECIAL MEETING CALL TO ORDER**

VICE CHAIRPERSON BRAGG called the Special Meeting to order at 6:01 p.m.

**ROLL CALL BY CITY CLERK**

Board members present: Spriggs, Bilbray, Patton  
Board members absent: None  
Chairperson absent: Janney  
Vice Chairperson present: Bragg  
Staff present: Executive Director Brown; Assistant Executive Director Wade, City Attorney Lyon; Special Counsel Berkey, Administrative Services Director VonAchen, Secretary Hald

**AGENDA CHANGES**

None.

**MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES**

None.

**COMMUNICATIONS FROM CITY STAFF**

CITY MANAGER BROWN announced that the Port of San Diego is seeking an event manager to help resurrect a Sandcastle-type event.

CITY ATTORNEY LYON announced that tonight's meeting location was changed due to an emergency situation at City Hall. The California Government Code allows the presiding officer, Vice Chairperson Bragg, to change the location. In consultation with the Vice Chairperson, the meeting location was changed. A change of location was posted at City Hall and sent to the media within the hour before the start of the meeting.

**PUBLIC COMMENT**

None.

**I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (1-3)**

1. **ADOPTION OF RESOLUTION NO. SA-13-21 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE ADMINISTRATIVE BUDGET FOR THE PERIOD OF JULY 1, 2013 THROUGH DECEMBER 31, 2013 AND RELATED ACTIONS. (0418-50)**

Exhibit A to Resolution No. SA-13-21 was provided as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

DEPUTY EXECUTIVE DIRECTOR WADE gave a report on the item.

**MOTION BY BILBRAY, SECOND BY PATTON, TO ADOPT RESOLUTION NO. SA-13-21 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE ADMINISTRATIVE BUDGET FOR THE PERIOD OF JULY 1, 2013 THROUGH DECEMBER 31, 2013 AND RELATED ACTIONS. MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: BOARD MEMBERS: SPRIGGS, BILBRAY, PATTON, BRAGG**  
**NOES: BOARD MEMBERS: NONE**  
**ABSENT: BOARD MEMBERS: JANNEY**

**2. ADOPTION OF RESOLUTION NO. SA-13-20 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JULY 1, 2013 THROUGH DECEMBER 31, 2013 (ROPS 13-14A). (0418-50)**

Exhibit A to Resolution No. SA-13-20 was provided as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

DEPUTY EXECUTIVE DIRECTOR WADE gave a report on the item.

**MOTION BY BILBRAY, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. SA-13-20 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JULY 1, 2013 THROUGH DECEMBER 31, 2013 (ROPS 13-14A). MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: BOARD MEMBERS: SPRIGGS, BILBRAY, PATTON, BRAGG**

**NOES: BOARD MEMBERS: NONE**

**ABSENT: BOARD MEMBERS: JANNEY**

**3. ADOPTION OF RESOLUTION NO. SA-13-22 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE LONG-RANGE PROPERTY MANAGEMENT PLAN PREPARED PURSUANT TO HEALTH AND SAFETY CODE SECTION 34191.5. (0418-50)**

The Long-range Property Management Plan was provided as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

DEPUTY EXECUTIVE DIRECTOR WADE reported on the item and gave a detailed overview of the Long-range Property Management Plan.

BOARD MEMBER SPRIGGS questioned if an exemption would be granted when a project has a well-established history that predates the effective date of AB 26 and if a well-established history and use of common sense would be factors in the State's decision-making process.

DEPUTY EXECUTIVE DIRECTOR WADE reviewed the Department of Finance's procedures and review process. He stressed that staff is taking all steps necessary to get a positive review and approval of the Long-range Property Management Plan. He noted that there was success at a meet and confer where common sense prevailed over the letter of the law. He noted that there are other agencies in similar situations that are up against the same issue.

SPECIAL COUNSEL BERKEY responded to the Board's questions regarding some redevelopment projects in the City of San Diego. She said that sometimes it takes a meet and confer with the Department of Finance to get projects approved.

DEPUTY EXECUTIVE DIRECTOR WADE explained the use of developer proceeds.

VICE CHAIRPERSON BRAGG thanked Estean Lenyoun and Sudberry Properties for being committed partners with the City of Imperial Beach.

**MOTION BY BILBRAY, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. SA-13-22 OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY APPROVING THE LONG-RANGE PROPERTY MANAGEMENT PLAN PREPARED PURSUANT TO HEALTH AND SAFETY CODE SECTION 34191.5. MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: BOARD MEMBERS: SPRIGGS, BILBRAY, PATTON, BRAGG**  
**NOES: BOARD MEMBERS: NONE**  
**ABSENT: BOARD MEMBERS: JANNEY**

VICE CHAIRPERSON BRAGG noted for the record that there was only one member of the public present at the meeting and no comment cards or requests to speak were submitted.

**ADJOURNMENT**

VICE CHAIR PERSON BRAGG adjourned the meeting at 6:49 p.m.

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/s/  
James C. Janney, Mayor

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/s/  
Jacqueline M. Hald, MMC  
City Clerk